



LAW OFFICES OF  
JACQUELINE E. CISTARO

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 3/31/2022

11 Broadway · Suite 615 · New York, NY 10004 · 125 Half Mile Road · Suite 200 · Red Bank, NJ 07701  
T: 646.253.0583 · F: 646.224.9618 · C: 732.642.0598 · E: JEC@cistarolawfirm.com  
www.cistarolawfirm.com

By ECF

March 21, 2022

Honorable Gregory H. Woods  
United States District Judge  
United States District Court  
500 Pearl Street  
New York, N.Y. 10007

**MEMORANDUM ENDORSED**

Re: *United States v. Kromah*, 19 Cr. 338 (GHW)

Client: Amara Cherif

Dear Judge Woods:

On January 26, 2022, I made an application to the Court seeking the appointment of CJA attorney Thomas Dunn as co-counsel to assist me in this matter. Your Honor denied the application without prejudice. Your order set forth "... that the Court may appoint more than one CJA counsel in 'an extremely difficult case' where 'the Court finds that it is in the interest of justice and so states.... CJA Plan section VII. C. IV.'"

The volume of the discovery, which includes more than 41,000 pages, excluding videos that are not Bates stamped and 3500 materials, makes this case extremely difficult. Moreover, this matter is scheduled for trial on July 11, 2022.

The discovery is labeled with Bates numbers. The discovery includes charging and arrest documents (USAO 1-35). The specific discovery is as follows:

1. Search Warrants (USAO 36 - 98)
2. Pen Registers (USAO 99 - 196)
3. Pen Register Returns (USAO 197 - 419)
4. Subpoena Returns (USAO 420 - 31,921)
5. Search Warrant Returns (USAO 31,922 - 31,942)
6. What App Communications (31,943-40,361)



— LAW OFFICES OF —  
**JACQUELINE E. CISTARO**

11 Broadway · Suite 615 · New York, NY 10004 · 125 Half Mile Road · Suite 200 · Red Bank, NJ 07701  
T: 646.253.0583 · F: 646.224.9618 · C: 732.642.0598 · E: JEC@cistarolawfirm.com  
www.cistarolawfirm.com

---

Honorable Gregory H. Woods  
March 21, 2022  
Page 2

7. Agent Reports and Recordings (USAO 40,362 – 40,416)
8. Search Warrants (USAO 40,417 – 40,492)
9. Additional Search Warrant Materials (USAO 40,493 – 40,745)
10. Additional Agent Reports (USAO 40,476 – 41,013)
11. Lab Reports (USAO – 41,016 – 41,386)
12. Vouchers and Forms (USAO – 41,387- 41, 387)
13. Communications (USAO – 41,388 – 41,443)
14. Preliminary Transcripts (USAO – 41,444 – 41,494)
15. Additional Media (USAO – 41,495 – 41,507)
16. Additional Agent Reports (USAO – 41,508 – 41,605)

The volume of the discovery, if reviewed by two attorneys as well as reviewing the discovery with Mr. Cherif would be cost effective and efficient.

Agents arrested Mr. Cherif on April 2, 2020. At his arraignment the following day the Magistrate assigned an attorney to represent him. Defendant Moazu Kromah retained an attorney on June 24, 2019. On January 25, 2021 The Magistrate assigned an attorney to defendant Mansur Mohammed Surur.

Your Honor assigned me to represent Mr. Cherif on August 13, 2021. I now have represented Mr. Cherif for seven months. During that period I had a trial and hearing in



LAW OFFICES OF  
JACQUELINE E. CISTARO

11 Broadway · Suite 615 · New York, NY 10004 · 125 Half Mile Road · Suite 200 · Red Bank, NJ 07701  
T: 646.253.0583 · F: 646.224.9618 · C: 732.642.0598 · E: JEC@cistarolawfirm.com  
www.cistarolawfirm.com

---

Honorable Gregory S. Williams  
March 21, 2022  
Page 3

Southern District and recently a trial in State court. Both trials, the review of Rule 16 discovery and 3500 material consumed significant hours.

The attorneys for the other defendants have been on this case much earlier than I. Each defendant is represented by two attorneys.

In conclusion, the discovery contains document in excess 41,000 pages. Attorneys for the other defendants have had the benefit of representing their clients for 23 months and 13 months, respectively, and each is represented by multiple counsel. The amount of discovery, the need for review by counsel, the need for review with my client of the discovery, and the time frame of my representation makes this an extremely difficult case as set forth in section V11.C. We respectfully request that the Court assign CJA attorney Thomas Dunn at the rate for CJA attorneys of \$155.00

Thank you for your consideration of this request.

Very truly yours,


s/ Jacqueline E. Cistaro, Esq.

cc: All Counsel  
(via ECF)

Application denied without prejudice. The Court observes that only Mr. Surur has two court-appointed counsel. Mr. Surur is represented by Mr. Bell as associate counsel, in addition to Mr. Massena. The Court has not authorized two full members of the CJA panel to represent him. The Court might view a similar application for the appointment of associate counsel, rather than a current member of the CJA panel, in the same way. Counsel seems to anticipate that this is a large budget case. As such, the Court requests that defense counsel for all remaining defendants develop a budget for this case with the CJA budgeting attorney. That budget may include a proposal for two CJA counsel for this defendant if the CJA budgeting attorney endorses the request.

SO ORDERED.

Dated: March 31, 2022  
New York, New York

  
\_\_\_\_\_  
GREGORY H. WOODS  
United States District Judge